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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

NOSSAMAN LLP; COALITION FOR A
SUSTAINABLE DELTA,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF THE
INTERIOR,

Defendant.

1:09-cv-1471-OWW-SMS

**PARTIES' STIPULATION AND
ORDER FOR FURTHER 28-DAY
CONTINUANCE OF STATUS
CONFERENCE**

Date: March 18, 2010
Time: 8:15 a.m.
Ctrm: 3 (OWW)

The parties jointly request that the Court continue the Status Conference currently set for March 18, 2010, at 8:15 a.m. before Judge Wanger, until April 15, 2010, at 8:15 a.m. before Judge Wanger. Defense counsel updates the Court on the progress in and current status of settlement in the following two paragraphs.

Settlement of a case of this kind requires coordination among the three governmental offices with authority: the office of the Regional Director of the Fish and Wildlife Service, in Sacramento, the office of the Solicitor of the Interior, in Washington, D.C., and the United States Attorney's Office. These three offices have made substantial progress in February and March.

The undersigned AUSA is out of state on business March 6 to March 15, returning March 16. He expects to discuss the government's position with agency counsel during the

travel, and to recontact plaintiff's counsel to resume settlement discussion between the parties immediately upon his return on March 16, 2010.

The parties request this third continuance, amounting to 28 days, to save judicial resources during the settlement discussions. The total period of previous continuances is 61 days.

Dated: March 5, 2010

NOSSAMAN LLP

By: /s/ Robert C. Horton
ROBERT D. THORNTON
PAUL S. WEILAND
ROBERT C. HORTON

Dated: March 5, 2010

BENJAMIN B. WAGNER
United States Attorney

By: /s/ Y H T Himel
YOSHINORI H. T. HIMEL
Assistant U. S. Attorney

ORDER

The parties' joint request to continue the Status Conference currently set for March 18, 2010, at 8:15 a.m., is GRANTED. The status conference is CONTINUED until April 15, 2010, at 8:15 a.m., in Courtroom 3.

IT IS SO ORDERED.

Dated: March 5, 2010

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE